

RESOLUTION NO. 2011-61

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LODI
CERTIFYING THE FINAL MITIGATED NEGATIVE DECLARATION
AND ADOPTING MITIGATION MONITORING AND REPORTING
PROGRAM FOR THE SOUTH HUTCHINS ANNEXATION PROJECT;
STATE CLEARING HOUSE NO. 2010112055
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WHEREAS, the City Council of the City of Lodi has heretofore held a duly noticed public hearing, as required by law, on the requested annexation application in accordance with the Government Code; and

WHEREAS, the project proponent is Michael Carouba, on behalf of Fink LL., P.O. Box 2663, Lodi, CA 95241; and

WHEREAS, the project area is located at 13333 North West Lane (APN: 058-100-03), in San Joaquin County, but within the City's Sphere of Influence and Planning Area; and

WHEREAS, an Initial Study/Mitigated Negative Declaration (File No. 10-MND-04) was prepared in compliance with the California Environmental Quality Act of 1970, as amended, and the Guidelines provided thereunder. The Community Development Department has determined that all environmental impacts that result from this project can be mitigated to a less than significant level; and

WHEREAS, on November 22, 2010, the Notice of Availability (NOA) of the Draft Initial Study/Mitigated Negative Declaration was prepared and distributed to reviewing agencies, responsible agencies, trustee agencies, and the county clerk in which the Project is located as well as all persons requesting notice; and

WHEREAS, the NOA for the proposed Mitigated Negative Declaration was published in the Lodi News Sentinel on November 22, 2010; and

WHEREAS, the required 30-day review period for this project commenced on Monday, November 22, 2010, and ended on Thursday, December 30, 2010; and

WHEREAS, the City received six written comments during the public review period and the comments were responded to and incorporated into the Final Mitigated Negative Declaration; and

WHEREAS, on March 9, 2011, the Planning Commission of the City of Lodi held a duly noticed public hearing to consider and recommend to the City Council certification of the Final Mitigated Negative Declaration (10-MND-03) and associated Mitigation Monitoring and Reporting Program as adequate environmental documentation for the project pursuant to CEQA; and

WHEREAS, on March 9, 2011, the Planning Commission considered all oral and written comments received at or prior to the public hearing on the matter and recommended the City Council certify the Final Mitigated Negative Declaration (10-MND-03) and associated Mitigation Monitoring and Reporting Program as adequate environmental documentation for the project; and

WHEREAS, staff recommends that the City Council approve the filing of a Mitigated Negative Declaration by the Community Development Director as adequate environmental documentation for the project; and

WHEREAS, all legal prerequisites to the approval of this request have occurred.

NOW, THEREFORE, BE IT RESOLVED that the City Council has reviewed all documentation and hereby adopts the Final Mitigated Negative Declaration and associated Mitigation Monitoring and Reporting Program as adequate environmental documentation for the South Hutchins Annexation project.

Dated: April 20, 2011

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I hereby certify that Resolution No. 2011-61 was passed and adopted by the City Council of the City of Lodi in a regular meeting held April 20, 2011, by the following vote:

AYES: COUNCIL MEMBERS – Hansen, Katzakian, Nakanishi, and
Mayor Johnson

NOES: COUNCIL MEMBERS – None

ABSENT: COUNCIL MEMBERS – Mounce

ABSTAIN: COUNCIL MEMBERS – None



RANDI JOHL
City Clerk